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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 DOUGLAS W. TOMPKINS,

8 Plaintiff,

9 v.

10 NEVADA PROPERTY 1, LLC, dba THE
11 COSMOPOLITAN OF LAS VEGAS,

12 Defendant.

Case No. 2:18-cv-01901-KJD-VCF

ORDER


13 Before the Court for consideration is the Report and Recommendation (#22) of
14 Magistrate Judge Cam Ferenbach entered December 13, 2018, recommending that Plaintiff's
15 Motion to Strike Affirmative Defenses (#14) be granted in part and denied in part. Though the
16 time for doing so has passed, neither party has filed objections to the Report and
17 Recommendation.

18 The Court has conducted a de novo review of the record in this case, where necessary, in
19 accordance with 28 U.S.C. § 636(b)(1) and LR IB 3-1. The Court finds that the Magistrate's
20 Order (#22) is neither clearly erroneous nor contrary to law under Federal Rule of Civil
21 Procedure 72(a). See 28 U.S.C. § 636(b)(1)(A). This Court does not have a definite and firm
22 conviction that a mistake has been made. See Weeks v. Samsung Heavy Indus. Co. Ltd., 126
23 F.3d 926, 943 (7th Cir. 1997). The Court determines that the Report and Recommendation (#22)
24 of the United States Magistrate Judge entered December 13, 2018, should be **ADOPTED** and
25 **AFFIRMED**.

26 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and
27 Recommendation (#22) entered December 22, 2018, are **ADOPTED** and **AFFIRMED**;
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1 IT IS FURTHER ORDERED that Plaintiff's Motion to Strike Affirmative Defenses
2 (#14) is **GRANTED in part and DENIED in part.**

3 Dated this 23rd day of May, 2018.

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6 Kent J. Dawson
7 United States District Judge
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